

Certificate of Transmission

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Cody M. Fitzgerald  
Signature

Docket No.: 21547-268-US  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Lennart Carlsson

Conf. No. 1354

Application No.: 09/509,869

Group Art Unit: 3732

Filed: April 3, 2000

Examiner: Nicholas D. Lucchesi

For: ARRANGEMENT FOR OBTAINING RELIABLE  
ANCHORING OF A THREADED IMPLANT IN  
BONE

FAX RECEIVED

AUG 08 2002

GROUP 3700

REQUEST TO REMOVE PREMATURE NOTICE OF ABANDONMENT

Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Applicant respectfully requests that the Notice of Abandonment dated July 26, 2002, a copy of which is enclosed herewith, be rescinded. Applicant submits that abandonment of this application is premature, as the Final Official Action was dated March 26, 2002, thus making the final date for response September 26, 2002, with available extensions of time. Accordingly, acknowledgement of receipt of this communication is requested, and withdrawal of the premature abandonment is earnestly solicited.

Dated: August 8, 2002

Respectfully submitted,

By Larry J. Hume  
Larry J. Hume, Reg. No.: 44,163  
CONNOLLY BOVE LODGE & HUTZ, LLP  
1990 M Street, N.W., Suite 800  
Washington, DC 20036-3425

(202) 331-7111  
(202) 293-6229 (Fax)  
Attorneys for Applicant

Enclosure: Notice of Abandonment dated 7/26/02 (copy)

AUG-08-2002 16:40

UNNOLLY BOVE LODGE & HUTZ

202 293 6229 P.02/04



UNITED STATES PATENT AND TRADEMARK OFFICE

(Ext. 2)

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

FINAL due 8-26-02

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/509,869	06/15/2000	LENNART CARLSSON	1547/00268	1354

7590 07/26/2002  
ELZBIETA CHLOPECKA  
POLLOCK VANDE SANDE & AMERNICK  
PO BOX 19088  
WASHINGTON, DC 20036-3425

EXAMINER

LUCCHESI, NICHOLAS D

ART UNIT PAPER NUMBER

3732

DATE MAILED: 07/26/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notice of Abandonment**

Application No.

09/509,869

Applicant(s)

Carlsson et al

Examiner

Nick Lucchesi

Art Unit

3732

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address -

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on Mar 26, 2002.

(a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.

(b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.

(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).

(c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).

(d) ☒ No reply has been received.

2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).

(a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).

(b) ☐ The submitted issue fee of \$ \_\_\_\_\_ is insufficient. A balance of \$ \_\_\_\_\_ is due.

The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d) is \$ \_\_\_\_\_.

(c) ☐ The issue fee and publication fee, if applicable, has not been received.

3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).

(a) ☐ Proposed new formal drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.

(b) ☐ No corrected drawings have been received.

4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.

6. ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.

7. ☐ The reason(s) below:

NICHOLAS D. LUCCHESI  
PRIMARY EXAMINER  
GROUP 3300

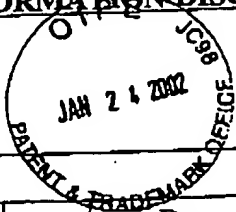
Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

FORM 10-1449

Atty Docket  
21547/0268Serial No.  
09/509,869**INFORMATION DISCLOSURE CITATION**

Applicant

Lennart Carlsson

Filing Date  
April 3, 2000Group Art Unit  
3738**U.S. PATENT DOCUMENTS**

Examiner Initial		Document Number	Date	Name	Class	Sub-Class	Filing Date
4	AA	5,591,029	1/7/97	Zuest			8/5/93
9	AB	4,713,003	12/15/87	Symington, et al.			5/19/86
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Sub-Class	Translation
4	AL	963091-1	10/26/98	Sweden			No
	AM						Yes No
	AN						Yes No
	AO						Yes No
	AP						Yes No

**OTHER** (Including Author, Title, Date, Pertinent Pages, etc.)

	AR		
	AS		
	AT		
Examiner	<i>[Signature]</i>		
Date Considered	3/25/02		

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP § 600. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant(s).